

Notice of Determination

Appendix D

CHUCK STOREY, County Clerk

To:

Office of Planning and Research
For U.S. Mail: Street Address:
P.O. Box 3044 1400 Tenth St., Rm 113
Sacramento, CA 95812-3044 Sacramento, CA 95814

By:

[Signature]
Deputy Clerk

From:

(Public Agency): County of Imperial
Address: 801 Main Street
El Centro, CA 92243
Contact: Jim Minnick, Director
Phone: (442) 265-1736

County Clerk
County of: Imperial
Address: 940 Main Street
El Centro, CA 92243

Lead Agency (if different from above):
Address:
Contact:
Phone:

SUBJECT: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.

State Clearinghouse Number (if submitted to State Clearinghouse): SCH#2024100832

Project Title: Alba Peaker BESS Conditional Use Permit #23-0025 & Initial Study #23-0030

Project Applicant: Apex Energy Solutions, LLC

Project Location (include county): 1884 Drew Road, Seeley, Imperial County, California

Project Description:

The applicant proposes the Alba Peaker BESS Project through Conditional Use Permit #23-0025 which consists of the construction and operation of a 100-Megawatt (MW) Battery Energy Storage System (BESS) facility that would connect to the existing Imperial Irrigation District's 92-Kilovolt (kV) "LW" line. The BESS facility would include battery containers and storage sites, an on-site switching station, an on-site water storage pond/tank for fire suppression purposes, and associated facilities surrounded by fencing. The subject parcel is approximately 6.3-acres and access to the facility is proposed via an existing private dirt road extending onto/from Drew Road.

This is to advise that the Imperial County Planning Commission has approved the above (input checked) Lead Agency or (input unchecked) Responsible Agency

described project on 12/11/2024 and has made the following determinations regarding the (date)

above described project.

- 1. The project [input unchecked] will [input checked] will not have a significant effect on the environment.
- 2. [input unchecked] An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA.
[input checked] A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
- 3. Mitigation measures [input checked] were [input unchecked] were not made a condition of the approval of the project.
- 4. A mitigation reporting or monitoring plan [input checked] was [input unchecked] was not adopted for this project.
- 5. A statement of Overriding Considerations [input unchecked] was [input checked] was not adopted for this project.
- 6. Findings [input checked] were [input unchecked] were not made pursuant to the provisions of CEQA.

POSTED
DEC 13 2024

Imperial County Clerk-Recorder
California

This is to certify that the final EIR with comments and responses and record of project approval, or the negative Declaration, is available to the General Public at:

Imperial County Planning & Development Services, 801 Main Street, El Centro, CA 92243

Signature (Public Agency): *[Signature]* Title: ICPDS Assistant Director
Michael Abraham

Date: December 11, 2024 Date Received for filing at OPR:

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